

AMENDMENTS MADE BY THE LORDS

TO THE

POOR LAW GUARDIANS (IRELAND) BILL.

NOTE.—*The page and line refer to the Bill (B.) as first printed by the Lords.*

The words in red ink are proposed to be added as an amendment by the Commons.

Page 1.

Line 6, leave out ("1884") and insert ("1885")

Page 2.

Line 20, leave out ("eighty-four") and insert ("eighty-five")

Leave out clauses 8. and 9. and insert clauses (A.) and (B.)

(A.) Sections three, four, and nine of the Ballot Act, 1872, shall be incorporated in this Act, and shall apply to the election of poor law guardians in the same manner as if elections of poor law guardians were expressly mentioned therein. offences at elections.

The following enactment shall be made with respect to personation at elections of poor law guardians:

A person shall be deemed to be guilty of the offence of personation who fraudulently applies for a ballot paper in the name of some other person for whom he is not entitled to act as proxy, whether that name be that of a person living or dead, or of a fictitious person, or, who having voted once in his own behalf at any such election, applies at the same election for a ballot paper in his own name.

The offence of personation, or of aiding, abetting, counselling, or procuring the commission of the offence of personation by any person shall be a misdemeanour, and any person convicted thereof shall be punished by imprisonment for a term not exceeding one year, with or without hard labour. It shall be the duty of the returning officer to institute a prosecution against any person whom

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he may believe to have been guilty of personation, or of aiding, abetting, counselling, or procuring the commission of the offence of personation by any person at the election for which he is returning officer,

Regulations
as to claims
to vote by
proxy.

(B.) The eighty-fourth section of the Act of the first and second years of the reign of Her present Majesty, chapter fifty-six, shall be and the same is hereby amended; and henceforth it shall be lawful for any ratepayer from time to time, by writing under his hand, to appoint any person to vote as his proxy in respect of any property in the actual occupation of such ratepayer which is not situated in the electoral division in which the said ratepayer has his usual place of residence, in the same manner as for property not in his actual occupation: Provided always, that no claim of a ratepayer to vote by proxy at the election of poor law guardians shall continue in force beyond the period of three years from the date of the appointment of the said proxy. All claims of a ratepayer to vote in person or by proxy in respect of any property, or to give any vote in addition to the vote or votes to which he would be entitled as an occupier paying rent equal to the net annual value of the property in his occupation, shall be given to the guardians or to some person acting as returning officer, at least two months previous to the day on which he shall claim to vote. The nineteenth section of the Act of the twenty-fifth and twenty-sixth years of the reign of Her present Majesty, chapter eighty-three, shall be and the same is hereby repealed; and after the commencement of this Act no occupier rated to the poor rate, and no owner or immediate lessor rated under the provisions of the Act of the sixth and seventh years of Her Majesty, chapter ninety-two, or of the Act of the twelfth and thirteenth years of Her Majesty, chapter ninety-one, or of the Acts of the twelfth and thirteenth years of Her Majesty, chapter one hundred and four, and the twenty-fifth and twenty-sixth years of Her Majesty, chapter eighty-three, shall be entitled to vote in the election of guardians in any electoral division or ward unless he shall two months before the day of voting have paid all the poor rates made and assessed upon him in such division or ward, except such as shall have been made or become due within six calendar months immediately preceding such voting.

Page 3.

Lines 13 and 14, leave out ("before the day fixed for the
" polling at any poor law election ") and insert ("in every
" year ")

Line 15, leave out ("such ") and insert ("an ")

Line 25, leave out from ("afternoon ") to the end of the
clause.

Line 33, leave out ("before the day fixed for the polling ")

Line 37, after ("list ") insert ("or who object to the name of
" any person appearing on such list, or to any claim, or to
" the number of votes allotted to or claimed by any
" person ")

Line 40, leave out ("nine ") and insert ("ten ")

Line 41, leave out ("six ") and insert ("five ")

Line 42, after ("claim ") insert ("or any such objection ")

Line 43, after ("insert ") insert ("or strike out ") and leave
out ("ratepayer ") and insert ("person ")

Page 4.

Line 2, leave out ("ratepayer ") and insert ("person ")

Line 3, leave out ("before the day fixed for the polling ")

Line 5, leave out ("for such election ")

Line 10, leave out ("and ")

Page 5.

Line 30, after ("respondent ") insert ("the petitioner or
" petitioners shall give security for the costs of the said
" petition, and in case the said petitioner or petitioners fail
" to give such security as aforesaid the petition shall, on the
" respondent's application, be forthwith dismissed with
" costs ")

Page 7.

Line 25, at the commencement of the clause insert ("except
" as herein-before provided ")

Page 8.

Line 21, after ("election ") insert ("Provided always, that in
" case there shall be any testamentary guardian of such
" minor such guardian may exercise the right of voting to
" which such minor would be entitled if of full age; and in
" case there should be no testamentary guardian, and the
" property which would give such minor a right to vote if
" of full age shall be vested in any trustee or trustees for

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" such justice, such trustees or one of the said trustees then
 " said trustees shall nevertheless, shall be entitled to vote in
 " place of such justice. In every case in other respects
 " entitled to vote at any election of guardians shall be a
 " justice, such committee of the estate of such justice shall
 " have been appointed, such committee shall be entitled to
 " vote in the place of such justice in the manner above
 " mentioned."

Page 8.

Line 22, leave out (" every case of") and insert (" the case of
 " any usual")

Lines 22 and 23, leave out (" in any poor law union") and
 insert (" not provided for by the sixteenth and twentieth
 " sections of this Act")

Leave out subsections (4.) and (5.) and insert

(4.) In every case where the number of resident and non-resident
 justices qualified to be ex-officio guardians shall exceed the
 number of guardians to be elected by the ratepayers, the
 justices to serve as ex-officio guardians shall be selected from
 the said qualified justices in the manner following:

At the present time and place after the passing of this Act,
 and in every third year subsequently, the justices so qualified
 shall assemble at a meeting to be specially held for the pur-
 pose, of which meeting the justice senior by appointment who
 shall be present shall be the chairman, and thereupon the said
 justices shall by a majority of the number present and voting
 (the chairman, in case of an equality of votes in favour of two
 or more persons, to have a double or casting vote) appoint
 from the justices so qualified a number of persons equal to the
 number of guardians to be elected by the ratepayers, and the
 justices so appointed shall be entitled to act as ex-officio
 guardians of the poor for the term of three years:

Casual vacancies occurring among the ex-officio guardians,
 owing to death, resignation (which the Local Government
 Board are hereby empowered to accept), or any other cause,
 shall be filled up in the like manner at a meeting convened
 for the purpose in the prescribed manner:

Page 9.

Line 8, after ("Division") insert (" In any case where a rate-
 " payer in any electoral division is rated as an occupier and
 " also as an immediate lessor, the valuations of these separate

" ratings shall be aggregated and votes allowed on their
 " total according to the scale prescribed by the eighty-first
 " section of the Act of the first and second years of the
 " reign of Her present Majesty, chapter fifty-six: Provided
 " that in such case the said ratepayer may, by writing, elect
 " to attribute the votes to which he is limited by this Act to
 " such of the aforesaid qualifications as he thinks fit, but
 " not so as to attribute to either of such qualifications a
 " greater number of votes than he would by law be entitled
 " to have in respect of that qualification if this Act had not
 " passed.

" In case he does not elect he shall be deemed to have
 " elected to attribute his votes to these separate qualifica-
 " tions in the proportion of the two classes of property
 " constituting such qualification.")

Page 9.

Line 15, leave out ("February") and insert ("January"), and
 leave out ("eighty-five") and insert ("eighty-six")

Line 16, leave out ("section") and insert ("and seventh
 " sections")

